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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 ANTOLIN ANDREW MARKS,

11 Plaintiff,

12 v.

13 UNITED STATES OF AMERICA *et al.*,

14 Defendants.

15 Case No. C06-5696RBL

16 ORDER

17 This Bivens action has been referred to the undersigned Magistrate Judge pursuant to Title 28
18 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local Magistrates' Rules MJR 1, MJR 3, and MJR 4.

19 Mr. Marks now litigates under a sanction as a result of improper filings. As part of that sanction
20 documents filed by Mr. Marks are submitted under seal for court review. Mr. Marks has filed one
21 documents since entry of the last order (Dkt. # 39). Document 39 is a motion to the District Court Judge
22 for a stay in consideration of the pending Report and Recommendation to dismiss this case. **Document 39**
23 **is now UNSEALED.**

24 The clerk's office is directed to send copies of this order to plaintiff and counsel and note this
25 motion on Judge Leighton's calendar.

26 DATED this 28 day of September, 2007.

27
28 /S/ J. Kelley Arnold
 J. Kelley Arnold
 United States Magistrate